AGRICULTURE
AG301*

Veterinary Surgeons Act 1960

Veterinary Surgeons Amendment Regulations 1999

Made by the Lieutenant-Governor and deputy of the Governor in
Executive Council.

1. Citation

These regulations may be cited as the Veterinary Surgeons
Amendment Regulations 1999.

2. The regulations amended

The amendments in these regulations are to the Veterinary
Surgeons Regulations 1979*.
[* Reprinted as at 7 March 1997.]

3. Regulation 28 amended

After regulation 28(1) the following subregulation is inserted —

"(1a) Conviction of a registered veterinary surgeon for an
offence under the Poisons Act 1964, unless in the
opinion of the Board such offence is of a trivial nature,
or unless there are extenuating circumstances, shall
constitute unprofessional conduct on the part of the
surgeon."

4. Regulation 28A amended

(1) Regulation 28A is amended by inserting before “A veterinary”
the subregulation designation “(1)”.

(2) Regulation 28A(1) is amended by deleting “A” and inserting
instead —

" Subject to subregulation (2), a ".
(3) After regulation 28A(1) the following subregulation is inserted —

"(2) A veterinary surgeon who —

(a) prescribes any substance that is specified in the Fourth or the Eighth Schedule to the Poisons Act 1964, as amended, or is added under that Act to either of those Schedules; or

(b) signs a written order under regulation 39A of the Poisons Regulations 1965, as amended, for the sale of a mixture of stockfeed with an antibiotic or sulphonamide that is specified in the Fourth Schedule to the Poisons Act 1964, as amended, or is added under that Act to that Schedule,

fails to observe the prescribed standards of professional conduct if he or she —

(c) does not have knowledge of the property or premises where the animal or animals to which the substance or mixture is to be given or administered are kept;

(d) does not have reasonable grounds to believe that an examination of the animal or animals is not necessary to establish a diagnosis; and

(e) has not discussed the health of the animal or animals with the owner or person in charge of the animal or animals within 7 days of prescribing the substance or signing the order."

5. Regulation 29 inserted

After regulation 28B the following regulation is inserted —

"29. Unprofessional conduct in relation to supply or prescription of a substance referred to in the Fourth Schedule of the Poisons Act 1964

(1) A registered veterinary surgeon is guilty of unprofessional conduct if he or she supplies or prescribes a substance referred to in the Fourth Schedule to the Poisons Act 1964 —

(a) without making a clinical record relating to the animal, or group of animals, in respect of which the substance is supplied or prescribed;

(b) in a greater quantity than is reasonably required to treat the animal, or group of animals, in respect of which the substance is supplied or prescribed; or
(c) without complying with the requirements referred to in subregulation (2) for the clinical record.

(2) A clinical record referred to in subregulation (1)(a) is to contain the following information —

(a) the name of the substance referred to in the Fourth Schedule to the Poisons Act 1964 that was supplied or prescribed;

(b) the name and address of the owner of the animal, or group of animals, in respect of which the substance was supplied or prescribed;

(c) appropriate details to identify the animal or group of animals;

(d) the clinical history of the animal, or group of animals, including the results of any diagnostic tests such as blood tests or x-rays;

(e) the results of any examination of the animal or group of animals by the registered veterinary surgeon; and

(f) the quantity of the substance that was supplied or prescribed.

6. Regulation 80 amended

The Table to regulation 80 is amended as follows:

(a) in item 8 by deleting “210” and inserting instead —

   “195”;

(b) in item 10 by deleting “210” and inserting instead —

   “195”;

(c) in item 11 by deleting “10” and inserting instead —

   “20”.

By Command of the Lieutenant-Governor and deputy of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.